

JOURNAL OF THE SENATE

648

Thursday, May 26, 1949

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, May 25, 1949.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

—38.

A quorum present.

Prayer was offered by the Senate Chaplain, Reverend W. F. Dunkle.

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, May 24, 1949, was further corrected as follows:

Page 37, column 2, line 3, counting from the bottom of the column, strike out the initial "M" and insert in lieu thereof the initial "W".

And as further corrected was approved.

The Senate daily Journal of Wednesday, May 25, 1949, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Gautier, Chairman of the Committee on Aviation and Radio, reported that the Committee had carefully considered the following Bills:

S. B. No. 545—A bill to be entitled An Act to amend Chapter 24046, Laws of Florida, Acts of 1947, by eliminating all fees in connection with the licensing and renewal licensing of airports and to eliminate the exemption from said law of airports under the control of County Aviation Authorities, County Port Authorities, or Municipal Authorities.

S. B. No. 546—A bill to be entitled An Act to amend Sections 8 and 18 of Chapter 24045, Laws of Florida, Acts of 1947, by providing for the distribution of fees and charges collected under the provisions of said Act.

S. B. No. 788—A bill to be entitled An Act to regulate special flight operations by aircraft in the State of Florida; to authorize Florida State Improvement Commission to adopt rules and regulations covering such flight operations and to provide penalties for the violation of law and of such regulations.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Mathews, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bill:

S. B. No. 734—A bill to be entitled An Act to prohibit lotteries, the possession of slot machines, or similar devices; providing for the enforcement thereof by all law enforcement officers including municipal police and providing a penalty for the violation thereof.

—and recommends that it do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Ray, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

S. B. No. 617—A bill to be entitled An Act amending Section 409.02, Florida Statutes of 1941, relating to the duties of the State Welfare Board, and requiring a merit system for employees of the State and District Welfare Boards.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Ray, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

S. B. No. 137—A bill to be entitled An Act relating to the adoption of minors, and amending Section 72.15, Florida Statutes of 1941.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Ray, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

H. B. No. 431—A bill to be entitled An Act to amend Chapter 72, Florida Statutes, 1941, by adding thereto an additional section relating to adoption of children; when jurisdiction is assumed by Circuit Court under this Chapter it shall have the same power as County Judge's Court and Juvenile Courts in providing for permanent custody and supervision of child.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Johnston, Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bill:

S. B. No. 533—A bill to be entitled An Act to amend Chapter 440.44, Florida Statutes, 1941, as amended, changing the compensation of the members of the Commission other than the Chairman from ten dollars per day to one thousand two hundred dollars per year; to eliminate the requirement that the director shall be an attorney and to make the Act effective July 1, 1949.

—and recommends that it do not pass.

And the bill contained in the preceding report was laid on the table.

Senator Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 579—A bill to be entitled An Act to provide more adequate medical and psychiatric personnel for mental institutions operated by the State; to provide additional doctors and psychiatrists at the Florida State Hospital; to provide for training psychiatrists, nurses and attendants at such institutions; to authorize and direct the Board of Commissioners of State Institutions to place emphasis on obtaining such additional skilled professional and technical staff, setting

standards for certain professional personnel, and making appropriation therefor.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with House amendments, for engrossing—

S. B. No. 792—A bill to be entitled An Act creating a Municipal Hospital Board of the City of Tallahassee, providing for the appointment to and membership of said board, and prescribing the powers and duties of said board and the qualification of members thereof and repealing all laws or parts of laws in conflict with the provisions thereof.

—begs leave to report that the House amendments have been incorporated in Senate Bill No. 792 and the same is returned herewith as engrossed.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate
as Ex Officio Engrossing Clerk.

And Senate Bill No. 792, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 664—A bill to be entitled An Act affecting the government of the City of Jacksonville; providing for the length of tenure of office of persons appointed to fill vacancies in elective city offices and for the election of their successors.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate
as Ex Officio Engrossing Clerk.

And Senate Bill No. 664, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Your Engrossing Clerk to whom was referred, with House amendment, for engrossing—

S. B. No. 691—A bill to be entitled An Act validating, approving and confirming the code of the City of West Palm Beach, Florida, 1948 adopted by Ordinance 333 of such city entitled: "An Ordinance accepting and adopting a new revision and codification of the ordinances of the City of West Palm Beach, Florida, establishing the same, providing for the repeal of ordinances not included therein except as herein expressly provided; providing for the publication thereof; and for other purposes." Enacted on final passage on August 2, 1948, as amended to date; repealing all laws in conflict herewith; and providing when this law shall become effective.

—begs leave to report that the House amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate
as Ex Officio Engrossing Clerk.

And Senate Bill No. 691, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

S. B. No. 418

—begs leave to report same has been properly enrolled, signed

by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 25, 1949, for his approval.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate as Ex Officio
Enrolling Clerk of the Senate.

Senator Pope asked unanimous consent of the Senate to take up and consider House Bill No. 1138, out of its order at this time.

Which was agreed to.

H. B. No. 1138—A bill to be entitled An Act to prohibit and make unlawful the catching or taking or attempting to catch or take shrimp or prawn from or in the salt waters of Flagler County, Florida, including the waters of the Atlantic Ocean in said county within one-half mile of the municipal fishing pier in the Town of Flagler Beach, Flagler County, with any drag-net, haul seines, trawls, or other devices or equipment (except common hand cast-nets or hand dip-nets); providing for penalties for violation of this Act and making provisions for the enforcement hereof and repealing conflicting laws.

Was taken up.

Senator Pope moved that the rules be waived and House Bill No. 1138 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1138 was read the second time by title only.

Senator Pope offered the following amendment to House Bill No. 1138:

In Section 1, (typewritten bill) strike out all of Section 1 and insert in lieu thereof the following: It shall be unlawful to catch, take, or remove or attempt to catch, take or remove with any drag-net, haul seines, trawls or other devices or equipment (except common hand cast nets or hand dip-nets) any shrimp or prawn from the inland waters of Flagler County, Florida or within a half-mile radius of any ocean fishing pier within the town limits of Flagler Beach, Flagler County.

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope moved that the rules be further waived and House Bill No. 1138, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1138, as amended, was read the third time in full.

Upon the passage of House Bill No. 1138, as amended, the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 1138 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shivers, Chairman of the Committee on Public Roads and Highways, moved that House Bill No. 1111, reported unfavorably by the Committee on Public Roads and Highways, be removed from the table and placed on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 1111, out of its order, at this time.

Which was agreed to.

H. B. No. 1111—A bill to be entitled An Act to further amend Section 2 of Chapter 16598, Laws of Florida, Special Acts of 1933, as heretofore amended by Chapter 22418, Laws of Florida, Special Acts of 1943, entitled, "An Act to amend Section 2 of Chapter 16598, Laws of Florida, Special Acts of 1933, entitled: 'An Act creating and establishing a special district in Monroe County, Florida, to be known as "Overseas Road and Toll Bridge District"; defining the territory included therein; providing for its government and administration and for the appointment of a Board of Commissioners therefor; defining the purposes and powers of said district; defining the powers, duties, privileges and liabilities of the Board of Commissioners thereof; authorizing the establishment of rules and regulations and providing penalties for the violation thereof; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein to complete a highway extending from Miami to Key West via Key Largo; authorizing said district to borrow money and issue evidences of indebtedness; providing for the repayment of such borrowed moneys and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; granting to said district a right-of-way over any lands, waters or submerged lands belonging to the State of Florida in said district; authorizing the doing of all other acts and things necessary, incident and proper in furtherance of the purposes and objects aforesaid, including the levy of an annual ad valorem tax for the maintenance, repair and operation of said toll bridges and toll highways, and repealing all laws or parts of laws in conflict herewith; to provide that members of the Board of Commissioners of Overseas Road and Toll Bridge District be qualified registered voters of Monroe County, State of Florida," so as to provide that the Board of Commissioners of Overseas Road and Toll Bridge District shall be composed of seven (7) members, and that four members of said Board shall constitute a quorum, and that the concurrence of four members of said Board shall be necessary to affirmative action by said Board.

Which was pending roll call, having been read the third time in full on May 20, 1949, was taken up.

Upon the passage of House Bill No. 1111 the roll was called and the vote was:

Yeas—34

Mr. President	Clarke	Lindler	Shands
Alford	Crary	Mathews	Sheldon
Ayers	Franklin	McArthur	Shivers
Baker	Gautier	Moore	Smith
Baynard	Getzen	Pearce	Sturgis
Beacham	Johns	Pope	Tucker
Beall	Johnston	Ray	Walker
Boyle	King	Rodgers	
Carroll	Leaird	Sanchez	

Nays—4

Collins	Davis	Wilson	Wright
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So House Bill No. 1111 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By the Committee on Judiciary "B"—

S. B. No. 943—A bill to be entitled An Act relating to the practice of public accounting; amending Sections 473.08, 473.10 and 473.19, Florida Statutes, 1941, and repealing Sections 473.11, Florida Statutes, 1941; and providing that nothing in Chapter 473, Florida Statutes, 1941, shall be construed to prohibit public bookkeepers from making, publishing and signing financial statements, schedules, balance sheets

and related documents for clients; repealing all laws in conflict herewith and making the Act effective immediately.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Miscellaneous Legislation—

S. B. No. 944—A bill to be entitled An Act to amend Section 550.08, Florida Statutes, 1941, providing the maximum length of any race meeting in Florida, by authorizing an additional day of racing during any race meet when the profits of any one day of such meet are donated to a State Scholarship Fund.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senators Sheldon and Baynard—

S. B. No. 945—A bill to be entitled An Act designating and establishing a certain state road.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 945 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 945 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 945 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 945 was read the third time in full.

Upon the passage of Senate Bill No. 945 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 945 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Collins—

Senate Concurrent Resolution No. 946:

A CONCURRENT RESOLUTION PROVIDING FOR THE APPOINTMENT OF A JOINT SENATE-HOUSE COMMITTEE TO MAKE A SURVEY AS TO THE ADVISABILITY OF REVISING ARTICLE III OF THE STATE CONSTITUTION AND TO MAKE RECOMMENDATIONS.

WHEREAS, the present constitution of the State was adopted in 1885; and

WHEREAS, Section 1, Article XVII of the Constitution of this State as amended by House Joint Resolution No. 118, Acts of 1947, adopted at the general election, 1948 permits the revising and amending of the said Constitution on an article by article basis; and

WHEREAS, it is believed that Article III of the State Constitution pertaining to the Legislative Department of the State Government is in need of revision and a careful study thereof should be made before attempting any such revision, NOW THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That a joint Senate-House Interim Committee of six members of the Legislature, 1949 Session, three of whom shall be members of the Senate to be selected by the President of the Senate, and three of whom shall be members of the House of Representatives to be selected by the Speaker of the House, be constituted and instructed to make a comprehensive survey of the Legislative Department of this State and its relationship to other departments for the purpose of determining the advisability of revising Article III of the Constitution of this State; the said Committee to make its recommendations to the Legislature, 1951 Session, and to include therewith a proposed revision of Article III, should the Committee deem revision appropriate. The full cooperation of the Secretary of the Senate, the Chief Clerk of the House, the Institute of Government and the Legislative Reference Bureau, should such bureau be established, is directed.

Which was read the first time in full.

Senator Collins moved that the rules be waived and Senate Concurrent Resolution No. 946 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 946 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 946 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Wright—

S. B. No. 947—A bill to be entitled An Act designating and establishing a certain State road.

Which was read the first time by title only.

Senator Wright moved that the rules be waived and Senate Bill No. 947 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 947 was read the second time by title only.

Senator Wright moved that the rules be further waived and Senate Bill No. 947 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 947 was read the third time in full.

Upon the passage of Senate Bill No. 947 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 947 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Wright—

S. B. No. 948—A bill to be entitled An Act designating and establishing a certain state road.

Which was read the first time by title only.

Senator Wright moved that the rules be waived and Senate Bill No. 948 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 948 was read the second time by title only.

Senator Wright moved that the rules be further waived and Senate Bill No. 948 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 948 was read the third time in full.

Upon the passage of Senate Bill No. 948 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 948 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Wright—

S. B. No. 949—A bill to be entitled An Act designating and establishing a certain state road.

Which was read the first time by title only.

Senator Wright moved that the rules be waived and Senate Bill No. 949 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 949 was read the second time by title only.

Senator Wright moved that the rules be further waived and Senate Bill No. 949 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 949 was read the third time in full.

Upon the passage of Senate Bill No. 949 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 949 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 950—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, amending Chapter 18838, Special Laws of Florida, Acts of 1937, being the charter of said town, by providing the manner in which vacancies shall be filled in the Town Council; providing the manner in which vacancies shall be filled in the offices of Mayor and Town Clerk; providing authority for the Mayor to vote in meetings of the Town Council under certain conditions, and prescribing those conditions; repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 950 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 950 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 950 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 950 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 950 was read the third time in full.

Upon the passage of Senate Bill No. 950 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 950 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 951—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, amending Chapter 18838, Special Laws of Florida, Acts of 1937, being the charter of said town, by adding thereto after Article VII, Section 12, an additional section to be numbered Section 13 prohibiting the sale of any part of the Municipal Beach property owned by the Town of Riviera Beach, Palm Beach County, Florida, and providing that said Municipal Beach Property shall be perpetually used as a municipal beach.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 951 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 951 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 951 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 951 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 951 was read the third time in full.

Upon the passage of Senate Bill No. 951 the roll was called and the vote was:

Yeas—38

Mr. President	Baynard	Carroll	Davis
Alford	Beacham	Clarke	Franklin
Ayers	Beall	Collins	Gautier
Baker	Boyle	Crary	Getzen

Johns	McArthur	Sanchez	Tucker
Johnston	Moore	Shands	Walker
King	Pearce	Sheldon	Wilson
Leaird	Pope	Shivers	Wright
Lindler	Ray	Smith	
Mathews	Rodgers	Sturgis	

Nays—None

So Senate Bill No. 951 passed, title as stated and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 952—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, amending Chapter 18838, Special Laws of Florida, Acts of 1937, as amended by Chapter 24853, Special Laws of Florida, Acts of 1947, the same being the charter of said town, by fixing the term of office of members of the town council, mayor and town clerk; providing for a primary election for selection of candidates for its municipal offices; providing for a general election for the election of its municipal officers; fixing the time for the primary and general elections; repealing all laws in conflict herewith.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 952 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 952 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 952 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 952 was read the third time in full.

Upon the passage of Senate Bill No. 952 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 952 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 953—A bill to be entitled An Act relating to and providing for the eradication and control of water hyacinths in this state; for state, federal and local cooperation in connection therewith; and prohibiting the taking, transplanting, moving, planting, buying, selling cultivating or propagation of water hyacinths in this state.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Johnston—

S. B. No. 954—A bill to be entitled An Act cancelling all outstanding county taxes in counties in the State of Florida having a population of not less than 5,600 and not more than 5,700 according to the last State Census, against property owned by the City of Brooksville in Hernando County, Florida, described as S¼ of Section 13, S½ of SE¼ of Section 14, E½ of NE¼ and NW¼ of NE¼ of Section 23, all of Section 24, and N½ of NE¼ and NE¼ of NW¼ of Section 25, all in

Township 23 South, Range 18 East; exempting said property from county taxes, as long as it is owned, leased or used by the City of Brooksville.

Which was read the first time by title only.

Senator Johnston moved that the rules be waived and Senate Bill No. 954 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 954 was read the second time by title only.

Senator Johnston moved that the rules be further waived and Senate Bill No. 954 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 954 was read the third time in full.

Upon the passage of Senate Bill No. 954 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 954 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Clarke—

S. B. No. 955—A bill to be entitled An Act relating to the compensation of the Prosecuting Attorney of the County Court, Jefferson County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 955 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Clarke moved that the rules be waived and Senate Bill No. 955 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 955 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 955 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 955 was read the third time in full.

Upon the passage of Senate Bill No. 955 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 955 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Boyle—

S. B. No. 956—A bill to be entitled An Act providing under certain conditions for the enforced redemption by any corporation of any stock of such corporation which has heretofore sold or exchanged or shall hereafter sell or exchange all or substantially all of its property where the owners of said stock notify the corporation that they desire their stock to be redeemed at its fair cash value; and further providing for the means of invoking the right to redemption, including remedies in the courts with awards of costs and attorney's fees.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator King—

S. B. No. 957—A bill to be entitled An Act to amend Section 291.04, Florida Statutes, 1941, as amended, providing for pensions for widows of Confederate veterans, the amount thereof and requirements therefor.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Gautier—

S. B. No. 958—A bill to be entitled An Act relating to grand juries in counties having a population of 315,000 or more according to the last state or federal census.

Which was read the first time by title only.

Senator Gautier moved that the rules be waived and Senate Bill No. 958 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 958 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 958 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 958 was read the third time in full.

Upon the passage of Senate Bill No. 958 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 958 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 959—A bill to be entitled An Act fixing the salaries of the members of the Board of Public Instruction of Union County, Florida, and repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 959 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Johns moved that the rules be waived and Senate Bill No. 959 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 959 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 959 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 959 was read the third time in full.

Upon the passage of Senate Bill No. 959 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 959 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 960—A bill to be entitled An Act fixing the compensation of members of the School Board in counties of the State of Florida having a population of not less than 10,565 and not more than 10,735 inhabitants according to the last preceding regular State census.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Beacham—

S. B. No. 961—A bill to be entitled An Act to extend the corporate limits of the Town of Boca Raton, Palm Beach County, Florida, and to provide for exemption of said annexed territory from taxes for payment of existing municipal indebtedness of the Town of Boca Raton, Florida, and providing a referendum.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 961 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 961 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 961 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 961 was read the third time in full.

Upon the passage of Senate Bill No. 961 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 961 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 962—A bill to be entitled An Act providing for changes in the territorial limits of the Town of Boca Raton, Palm Beach County, Florida, by annexation of contiguous unincorporated tracts of land within Palm Beach County; providing such tract of land may be annexed by ordinance if said tract contains less than ten freeholders, and further providing the method and means of objecting to any such annexation; further providing that if more than ten freeholders who are registered voters in the County of Palm Beach reside in said tract of land, then such tract may be annexed only by a majority of votes at an election of the freeholders in such tract and the freeholders who are qualified voters in the Town of Boca Raton.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 962 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 962 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 962 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 962 was read the third time in full.

Upon the passage of Senate Bill No. 962 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 962 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 963—A bill to be entitled An Act relating to the municipal government of the Town of Palm Beach, Florida; ratifying, validating, and confirming ordinance number 10-49 enacted March 30, 1949, relating to the Town of Palm Beach employees retirement system; authorizing and empowering the Town of Palm Beach to levy an annual tax in an amount not to exceed one and one-half mills for the purpose of financing the town's share of said pension plan and repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 963 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 963 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 963 was read the second time by title only.

Senator Beacham moved that the rules be further waived

and Senate Bill No. 963 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 963 was read the third time in full.

Upon the passage of Senate Bill No. 963 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 963 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 964—A bill to be entitled An Act providing for additional powers which the City Commission of the City of Belle Glade, Florida, may exercise by ordinance; providing that such powers shall be cumulative to those already existing.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 964 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 964 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 964 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 964 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 964 was read the third time in full.

Upon the passage of Senate Bill No. 964 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 964 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 965—A bill to be entitled An Act amending the provisions of Section 13 of Chapter 24,981, Special Laws of Florida, Acts of 1947 entitled: "An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as 'City of West Palm Beach,' to fix the

territorial limits thereof; to prescribe its powers, duties and functions, and to provide for the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes." Amending the provisions of the charter of the City of West Palm Beach, Florida as to the power of levying special assessment liens upon properties specially benefited by streets, sewers, curbs, gutters and sidewalks; granting the city power to charge upon those benefited special assessments to cover the cost of such improvements in the manner now provided by general law, and for other purposes; repealing all laws and parts of laws in conflict herewith; and providing when this law shall become effective.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 965 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 965 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 965 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 965 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 965 was read the third time in full.

Upon the passage of Senate Bill No. 965 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 965 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 966—A bill to be entitled An Act amending Section 7 of Chapter 24,981, Special Laws of Florida, Acts of 1947, entitled: "An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as 'City of West Palm Beach,' to fix the territorial limits thereof; to prescribe its powers, duties and functions, and to provide for the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes." Amending the provisions of the charter of the City of West Palm Beach, Florida, as to elections; providing for the manner of holding and the

time of such elections; designating how persons may qualify as candidates; providing for the qualifications of electors of such city; providing that the terms of the present elected city officials shall continue until successors thereto have been chosen and qualified at the elections herein provided; providing that all elections held hereunder shall be non-partisan; and for other purposes; repealing all laws or parts of laws in conflict herewith; providing when this law shall become effective.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 966 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 966 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 966 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 966 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 966 was read the third time in full.

Upon the passage of Senate Bill No. 966 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 966 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 967—A bill to be entitled An Act amending the charter of the City of West Palm Beach, Florida, being Chapter 24,981, Special Laws of Florida, Acts of 1947, entitled: "An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as 'City of West Palm Beach'; to fix the territorial limits thereof; to prescribe its powers, duties and functions, and to provide for the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes," as amended, by changing the term of the Chief of Police of such city from two years to four years, and providing that the term of the present Chief of Police shall extend until the general election of such city to be held in the year 1952; and for other purposes; repealing all laws or parts of laws in conflict herewith; providing when this law shall become effective.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 967 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 967 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 967 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 967 was read the third time in full.

Upon the passage of Senate Bill No. 967 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 967 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 968—A bill to be entitled An Act amending subparagraphs (1) through (16), both inclusive, of Section (4) of Chapter 24,981, Laws of Florida, Acts of 1947, entitled: "An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as 'City of West Palm Beach'; to fix the territorial limits thereof; to prescribe its powers, duties and functions, and to provide for the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes." Changing the form of government of the City of West Palm Beach from the commission-city manager form of government to the elected mayor-commission form of government and changing the term of the Chief of Police to four years; providing for the government and corporate authority of such city; providing for the composition of the City Commission and qualifications, compensation and tenure of City Commissioners and Mayor; making provision for the present City Commissioners and Mayor to retain same offices hereunder under certain conditions; providing how elective officers of such city may be removed; providing for the office of mayor, vice mayor and president pro tem, and qualifications, duties and manner of election; making the City Commission judge of the election and qualifications of its own members and the mayor; providing how and when commission shall meet and act and how the duties and powers shall be distributed among departments of the city; naming the appointive officers of such city and providing that appointive and elective officers are not to be members of civil service; making provision for the term of the present Chief of Police to extend to 1952; and for other purposes; repealing all laws and parts of laws in conflict herewith; providing when this law shall become effective and for a referendum. ☺

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 968 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 968 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 968 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 968 was read the third time in full.

Upon the passage of Senate Bill No. 968 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 968 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Pope—

S. B. No. 969—A bill to be entitled An Act regulating the sale, distribution and possession of lachrymatory gas, sick gas, and like substances when contained in bombs, grenades, shells, tubes, tanks, or otherwise; providing for the issuance of permits for the sale, distribution and possession of such substances; providing for investigations of applicants for permits; and prescribing penalties for the violation of this Act.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Pope—

S. B. No. 970—A bill to be entitled An Act making it unlawful to resist duly authorized police officers of the municipalities of the State of Florida in the execution of their lawful duties and providing penalties for violation of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Sheldon—

Senate Resolution No. 971:

A RESOLUTION BY THE SENATE OF THE STATE OF FLORIDA COMMENDING THE EFFORTS OF MEMBERSHIP OF THE FLORIDA STATE FAIR AND GASPARILLA ASSOCIATION IN MAKING THE ANNUAL FAIR HELD IN TAMPA A STATEWIDE AFFAIR AND IN APPRECIATION THEREOF DESIGNATING IT AS "THE STATE FAIR OF FLORIDA."

WHEREAS, a majority of the members of the Senate of the State of Florida have during the past years visited the State Fair and Gasparilla Festivities held each year in Tampa, Florida, said fair having been organized and conducted by outstanding citizens of said City who have given without thought of compensation, their time and effort in fostering the same, and

WHEREAS, said Fair conducted by the Florida State Fair and Gasparilla Association, Inc., a corporation not for profit, is now and has always been operated without any financial aid from any unit of Government and with profits from its operation has constructed a modern up-to-date plant, and

WHEREAS, the State Fair held each year in the City of Tampa is recognized as the largest and most outstanding fair in the United States and Canada during the winter months; and

WHEREAS, at the same time and in conjunction with said Fair the Gasparilla Krewe, composed of some of the outstanding men of Southwest Florida, conducts its annual Pirate Invasion, Parade, Coronation Ball and other festivities; all of which are of national advertisement value to the whole State of Florida, and

WHEREAS, said Fair is of untold benefit to the Agricultural, Educational, Manufacturing and other resources of the State of Florida and the citizens thereof:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That it does by this resolution signify its appreciation of the untiring efforts of the membership of the Florida State Fair and Gasparilla Association in fostering and conducting said fair, and the Gasparilla Krewe in featuring therewith its festivities each year, in the City of Tampa.

Be it further resolved that said fair be and it is hereby designated as "The State Fair of Florida", and that the Secretary of the Senate be and he is hereby directed, to prepare and send a copy of this resolution to the Association and the Krewe.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 971 was adopted.

The President referred House Bill No. 804, previously placed on the Calendar of Local Bills on Second Reading, to the Committee on Education.

By Senator Baynard—

S. B. No. 972—A bill to be entitled An Act to provide that the limitation imposed by Section 2 of Chapter 23746, Laws of Florida, Acts of 1947, as to the number of licenses that may be issued under sub-sections 3 to 8, inclusive, of Section 561.34, Florida Statutes, 1941, being a portion of what is commonly known as the Beverage Law, shall not apply to any hotel that was in operation prior to January 1, 1947, having not less than 225 guest rooms, in any county of the State of Florida having a population of not less than 130,000 and not more than 200,000 persons according to the last State census, and providing further that any owner, operator or lessee of any such hotels, if otherwise qualified, shall be eligible to secure a license for the sale of intoxicating beverages within such hotel, regardless of such limitation.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 972 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 972 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 972 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 972 was read the third time in full.

Upon the passage of Senate Bill No. 972 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 972 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 973—A bill to be entitled "An Act relating to payment of the former assessors' retained commissions for the 1948 tax roll in all counties of the State of Florida for populations not less than 120,000 and not more than 200,000 according to the last official State Census of the State of Florida

and providing for the expenditure of said retained commissions and repeal of laws in conflict therein."

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 973 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 973 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 973 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 973 was read the third time in full.

Upon the passage of Senate Bill No. 973 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 973 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 974—A bill to be entitled An Act relating to education, declaring and providing housing facilities for teachers and other employees of the Public Free Schools of Florida to be an educational purpose, and authorizing County Boards of Public Instruction having a population of not less than 315,000 according to the last State or Federal Census to enter into agreements, contracts and undertakings to provide low cost housing facilities and make available State and Federal aid to that end.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 974 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 974 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 974 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 974 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 974 was read the third time in full.

Upon the passage of Senate Bill No. 974 the roll was called and the vote was:

Yeas—38

Mr. President	Beacham	Collins	Getzen
Alford	Beall	Crary	Johns
Ayers	Boyle	Davis	Johnston
Baker	Carroll	Franklin	King
Baynard	Clarke	Gautier	Leaird

Lindler	Pope	Sheldon	Walker
Mathews	Ray	Shivers	Wilson
McArthur	Rodgers	Smith	Wright
Moore	Sanchez	Sturgis	
Pearce	Shands	Tucker	

Nays—None

So Senate Bill No. 974 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 975—A bill to be entitled An Act to fix and provide the number of grand jurors to constitute a grand jury, to constitute a quorum of the grand jury, and to find and return an indictment or presentment, in counties having a population of 315,000 or more according to the last State or Federal Census.

Which was read the first time by title only.

Senator Gautier moved that the rules be waived and Senate Bill No. 975 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 975 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 975 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 975 was read the third time in full.

Upon the passage of Senate Bill No. 975 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 975 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 976—A bill to be entitled An Act to provide a court reporter for the grand jury in all counties in this State having a population of 315,000 or more according to the last State or Federal Census, and relating to the recording, transcribing and filing of the recorded proceeding before the grand jury in said counties and the purpose for which same can be used.

Which was read the first time by title only.

Senator Gautier moved that the rules be waived and Senate Bill No. 976 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 976 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 976 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 976 was read the third time in full.

Upon the passage of Senate Bill No. 976 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 976 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 977—A bill to be entitled An Act to abolish the City of Perrine in Dade County, Florida, providing for trustees to handle the property and affairs of the dissolved municipality and their certification to the Board of County Commissioners of Dade County, Florida, of the amount required annually to discharge the indebtedness of the dissolved municipality, providing for the levy of taxes to discharge said indebtedness and providing for a limitation of causes of action, ratifying the official acts and doings of the Mayor and Commissioners of said city and repealing all laws inconsistent herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 977 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 977 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 977 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 977 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 977 was read the third time in full.

Upon the passage of Senate Bill No. 977 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 977 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 978—A bill to be entitled An Act amending Section 12 of Chapter 11516, Acts of 1925, the same being known as the charter of the City of Hialeah, Florida, as amended by Section 3 of Chapter 16456, Acts of 1933, by providing that the City Council may, by ordinance, provide for the compensation of the Mayor and its members; and providing further that no such salary-fixing ordinance shall become effective until after approval thereof by a majority of the qualified voters of the city voting in an election held for that purpose; and other matters related thereto.

Which was read the first time by title only.

Senator Gautier moved that the rules be waived and Senate Bill No. 978 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 978 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 978 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 978 was read the third time in full.

Upon the passage of Senate Bill No. 978 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 978 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

S. B. No. 979—A bill to be entitled An Act to empower the County Boards of Public Instruction in all counties in Florida having a population of not less than 16,150 and not more than 16,200, according to the last state census to construct, operate, improve and maintain a stadium and athletic field at the county seat of such counties, and to declare expenditures made therefor to be for a county purpose and to authorize the issuance of revenue bonds under Chapter 181, Florida Statutes, 1941, for the construction, extension and development thereof and to authorize the expenditure of school funds to pay said revenue bonds.

Which was read the first time by title only.

Senator McArthur moved that the rules be waived and Senate Bill No. 979 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 979 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 979 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 979 was read the third time in full.

Upon the passage of Senate Bill No. 979 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 979 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives.

By Senator Crary—

S. B. No. 980—A bill to be entitled An Act awarding a special pension to Mrs. Nathan Jones, an attache of the House of Representatives of the State of Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Leaird—

S. B. No. 981—A bill to be entitled An Act relating to the Napoleon B. Broward Drainage District, providing that the boundaries of said district shall be reduced and specifying the boundaries of the reduced area; that after the year 1949 no taxes shall be levied upon said reduced area except an acreage tax of forty cents per acre per annum; that all levies, taxes and benefits on the former area of said district heretofore included within the boundaries of the district shall be discontinued after the year 1949; that all district taxes, liens and tax certificates upon all lands heretofore embraced within the boundaries of the district levied or due prior to this act becoming effective shall continue to be a lien upon the property and enforceable until paid in full; that the power to issue bonds against the district be repealed and expressly prohibited; that in lieu of existing Board of Supervisors three Commissioners shall be elected to manage the affairs of the district without compensation; providing for the nomination, qualification, election, and term of office of said Commissioners and appointment in case of vacancy; that upon this act becoming effective the term of office of the present Board of Supervisors and employees of the same shall terminate as of November 30, 1950 and said Commissioners shall take office and all assets of the district shall be turned over to said Commissioners as of November 30, 1950; that said Commissioners shall not be required to employ an engineer or attorney unless deemed necessary; that said commissioners may allow district draglines and equipment to be used for private work for property owners within the reduced district area provided that payment for such work shall be paid in advance and including an amount for depreciation; that this act shall take effect upon its ratification by a majority of the qualified electors at the first primary in May, 1950, and that notice shall be given by the Clerk Circuit Court that taxes shall be levied in accordance with this act on the reduced area; that the State Auditor shall make an audit of the affairs of the district as of November 30, 1950 and every two years thereafter, the expense of said audits to be paid for by the district.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Johnston—

S. B. No. 982—A bill to be entitled An Act relating to persons guarding, overseeing or supervising state convicts; providing for such persons to be residents of Florida for a certain period prior to employment; providing for the posting of an indemnity bond by such persons; fixing a penalty for violations of this act; and repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Prisons and Convicts.

By Senator Walker—

S. B. No. 983—A bill to be entitled An Act to authorize the City of Daytona Beach, Florida, to pledge to the payment of general obligation bonds or revenue bonds the proceeds of any utilities service tax imposed or levied by the city, and providing that the tax so pledged shall be irrevocable until the payment of the bonds secured by such pledge.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 983 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 983 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 983 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 983 be read the third time in full and upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 983 was read the third time in full.

Upon the passage of Senate Bill No. 983 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 983 passed, title as stated, and action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 984—A bill to be entitled An Act relating to tax on pleasure craft in counties having not less than 58,400 and more than 86,400 population according to the most recent Federal Census; providing that there shall be no per capita property tax on such craft.

Which was read the first time by title only.

Senator Walker moved that the rules be waived and Senate Bill No. 984 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 984 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 984 be read the third time in full and upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 984 was read the third time in full.

Upon the passage of Senate Bill No. 984 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 984 passed, title as stated, and action of the Senate was ordered certified to the House of Representatives.

By Senator Crary—

S. B. No. 985—A bill to be entitled An Act authorizing the State Board of Health to contribute funds in the purchase of materials, equipment and personnel for the control of mosquitoes and human biting flies to organized mosquito districts and to county health units who comply with

provisions of this Act; and providing for an appropriation for such purpose.

Which was read the first time by title only and referred to the Committee on Public Health and the Committee on Appropriations.

By Senators Mathews and Gautier—

S. B. No. 986—A bill to be entitled An Act fixing the salaries of State Attorneys and Assistant State Attorneys in each Judicial Circuit of the State of Florida, which embraces and includes a county having a population of more than 260,000 according to the last preceding state census.

Which was read the first time by title only.

Senator Mathews moved that the rules be waived and Senate Bill No. 986 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 986 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 986 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 986 was read the third time in full.

Upon the passage of Senate Bill No. 986 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 986 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 987—A bill to be entitled An Act to amend Section 4 of Senate Bill No. 830 of the 1949 Session of the Florida Legislature, entitled, "An Act affecting the government of the City of Jacksonville; abolishing the Recreation Board and providing for a Recreation Department for said city under the control and direction of the City Commission; prescribing the powers and duties of the City Commission with reference thereto; reenacting the tax for recreation purposes, and providing for the use and disposition of same and the revenues of the Recreation Department; authorizing the issuance of revenue certificates to finance the cost of providing recreation facilities; repealing Chapter 24618, Laws of Florida, Acts of 1947, Chapter 9788, Laws of Florida, Acts of 1923, as amended by Chapter 18620, Laws of Florida, Acts of 1937, and all laws and parts of laws in conflict herewith; and providing that this Act shall take effect August 1, 1949."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 987 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Mathews moved that the rules be waived and Senate Bill No. 987 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 987 was read the second time by title only.

Senator Mathews moved that the rules be further waived

and Senate Bill No. 987 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 987 was read the third time in full.

Upon the passage of Senate Bill No. 987 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 987 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 988—A bill to be entitled An Act authorizing the City of Jacksonville to acquire real estate for the extension of recreational facilities; requiring the sum of \$100,000.00 to be set up in the annual budget each year for four years in a Recreational Facilities Fund for the purpose of acquiring such real estate, and requiring the use of such funds exclusively for such purpose; and authorizing the execution and issuance of certain instruments secured solely by a pledge of the moneys in such fund for the acquisition thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 988 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Mathews moved that the rules be waived and Senate Bill No. 988 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 988 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 988 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 988 was read the third time in full.

Upon the passage of Senate Bill No. 988 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 988 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Rodgers—

S. B. No. 989—A bill to be entitled An Act to authorize public officials and governmental agencies of Florida to re-

produce or contract with others to reproduce for them on a small scale by photographic, micro-photographic, photostatic, micro-photostatic, or other process, any public records, court exhibits, or office records in their official custody; to prescribe the conditions under which such records shall be so reproduced; to prescribe by whose authority the expenditure therefor shall be made; to provide for the verification, certifications, storage, examination and use of such reproductions; to provide that certified positive or negative reproductions shall be deemed the official original records for all purposes, and that certified copies thereof, or of any enlarged portion thereof, shall be acceptable as evidence in any court; to authorize the sale of copies of such reproductions; to provide that after the reproductions have been verified and certified the originals may be destroyed or otherwise disposed of; to provide for destruction of records after specified periods of time and under specified conditions and after compliance with specified procedure, including a Circuit Court order, and otherwise authorizing and regulating the reproduction and destruction of such records.

Which was read the first time by title only and referred to the Committee on Governmental Reorganization.

By Senator Sheldon—

S. B. No. 990—A bill to be entitled An Act relating to zoning in Hillsborough County, Florida; amending Sections 1, 2, 8 and 11 of Chapter 24592, Laws of Florida, Acts of 1947; and empowering the Board of County Commissioners to provide zoning regulations, and to regulate and restrict within specified territory in said county, the height, number of stories, location, use and size of buildings and other structures on land and water the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the use of land for junk yards and automobile trailer camps; to employ a zoning director, deputy zoning directors and other personnel and pay their salaries; to issue building and use permits and to establish and collect fees for the issuance of such permits; to appropriate and expend funds for the administering of the provisions of the zoning regulations and laws of such county; providing for certain appeals and for applications to courts for relief.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 990 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 990 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 990 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 990 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 990 was read the third time in full.

Upon the passage of Senate Bill No. 990 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 990 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 991—A bill to be entitled An Act relating to all counties in this State having a population of not less than 135,000 and not more than 270,000 inhabitants according to the last or any future State census; conferring additional powers upon such counties; providing that any such county or any Aviation Authority existing therein shall have a lien upon all aircraft landing upon any airport owned and operated by such county or any Aviation Authority therein, for all charges for landing and other fees and charges.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 991 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 991 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 991 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 991 was read the third time in full.

Upon the passage of Senate Bill No. 991 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 991 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Beacham, Alford, Carroll, Tucker, Wright, Shivers, Brackin, Gautier and Sheldon—

S. B. No. 992—A bill to be entitled An Act to impose an additional one cent excise or privilege tax per package of cigarettes to be collected by the Director of the State Beverage Department in accordance with Chapter 210, Acts of 1943; and to create a special fund for the receipt of such tax which shall be used for the construction and maintenance of tuberculosis sanatoria in this state.

Which was read the first time by title only and referred to the Committee on Public Health and the Committee on Finance and Taxation.

Senator Beall asked unanimous consent of the Senate to take up and consider Senate Bill No. 343, out of its order, at this time.

Which was agreed to.

S. B. No. 343—A bill to be entitled An Act to amend Chapter 550.04, Florida Statutes, 1941, as amended by Section 1, Chapter 22599, Laws of Florida, 1945, as amended by Section 1 of Chapter 23862, Laws of Florida, 1947, as amended by Section 1 of Chapter 24360, Laws of Florida, 1947, relating to the periods during which dog and horse race track meets may be conducted by specifying its racing periods for winter and summer by providing the dog race track meetings may be held between June 1st and September 30th in the counties wholly east of the St. Johns River and south of the Matanzas Inlet, and providing that permits may be issued for dog racing between June 1st and September 30th regardless of the distance from any existing winter operated dog track and by providing further that dog race track meetings may be held at any times in the calendar year at any dog racing track

located west of the St. Johns River and north of Matanzas Inlet and repealing all laws in conflict herewith.

Was taken up.

Senator Beall moved that the rules be waived and Senate Bill No. 343 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 343 was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 343:

Strike out all of new proposed Section 1 and insert in lieu thereof the following:

"Section 1. Any person desiring to operate a race track in this State may, subject to the provisions of this Chapter, hold and conduct one or more racing meetings at such track each year. Horse race track meetings shall be held only from and including the period extending from the 1st day of December of each year to and including the 20th day of April of the year following, which period shall be known as the horse racing season, and the dog race track meetings shall be held only during the period extending from and including the 15th day of November of each year to and including the 31st day of May of the year following, which period shall be known as winter dog racing season; provided, however, that dog race track meetings may be held at anytime in the calendar year at any dog racing track in the State of Florida located north of latitude 29°, and provided further that both horse race meetings and dog race meetings shall be limited to the aggregate number of racing days as provided in Chapter 550.08, Florida Statutes, 1941; provided further that permits heretofore issued and ratified by a majority of the voters of any county shall not be affected by this Section. No racing shall be permitted on Sunday, and no minors except jockeys, apprentices, exercise boys and grooms shall be permitted to attend said races or be employed in any manner by the track."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 343:

Strike the title and insert in lieu thereof the following: An Act to amend Chapter 550.04, Florida Statutes, 1941, as amended, relating to the period during which dog and horse race track meets may be conducted by specifying the racing periods, and provided that dog race track meetings may be held at anytime in the calendar year at any dog race track in the State of Florida located north of latitude 29° and repealing all laws in conflict herewith.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and Senate Bill No. 343, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 343, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 343, as amended, the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 343 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

By Senator Sheldon—

S. B. No. 993—A bill to be entitled An Act to authorize all counties in the State of Florida having a population of not less than 170,000 and not more than 270,000, according to the last state census, to pay funds appropriated for advertising purposes into the endowment fund of institutions of higher learning.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 993 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 993 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 993 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 993 was read the third time in full.

Upon the passage of Senate Bill No. 993 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 993 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of—

By Mr. Luckie of Duval—

H. B. No. 987—A bill to be entitled An Act defining the words "obstruct" and "obstruction" wherever used in the Statutes of the State of Florida in relation to public highways as including the peddling or vending of merchandise or services upon the right of way in such manner as to interrupt, interfere with or endanger public travel and the free flow of traffic upon such public highway.

—for the purpose of further consideration.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Senator Mathews moved that House Bill No. 987 be recalled from the Committee on Public Roads and Highways.

Which was agreed to and it was so ordered.

Senator Mathews moved that the request of the House of Representatives, as contained in the foregoing Message, be granted.

Which was agreed to and House Bill No. 987 was ordered returned to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed as amended—

By Senators King, Mathews, Boyle and Smith—

S. B. No. 263—A bill to be entitled An Act to amend Sections 323.15 and 323.16, Florida Statutes, 1941, as amended by Chapter 22834, Laws of Florida, Acts of 1945, relating to the collection and distribution of mileage taxes; providing for the collection of said taxes by the Comptroller of the State from every auto transportation company whether the holder of a certificate or permit or not, whose transportation operations are not exempt from the provisions of Chapter 323, Florida Statutes, 1941; creating a lien for said taxes and providing for the enforcement thereof; appropriating certain portions of said tax to the State Comptroller and the Florida Railroad Commission to be used in administering Chapter 323, Florida Statutes, 1941; providing for the distribution of said mileage taxes among various cities and counties of the State on the basis of the 1944 distribution; and providing for payment of said tax into the General Revenue Fund in case distribution aforesaid is held unconstitutional.

Which amendments read as follows:

Amendment No. 1—

In Section 2, line 7, of the bill, strike out the words: “, after deducting all necessary expenses incurred by the Comptroller of the Comptroller of the State in carrying out the provisions of this Chapter, shall be credited as follows:

“15% to the Railroad Commission Fund to cover the expenses of administration and enforcement of this Chapter, all the balance shall be distributed as follows:”

And insert the following in lieu thereof: “shall be credited as follows:

“25% to the General Revenue Fund and the balance shall be distributed as follows:”

Amendment No. 2—

In title of the bill, strike out the words: “appropriating certain portions of said tax to the State Comptroller and the Florida Railroad Commission to be used in administering Chapter 323, Florida Statutes, 1941;” and insert the following in lieu thereof: “appropriating certain portions of said tax to the general revenue fund;”

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 263, contained in the above Message, was read by title, together with the House Amendments thereto.

Senator King moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 263.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 263.

Senator King moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 263.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 263.

And Senate Bill No. 263, as amended, was referred to the

Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, as amended—

By Senator Shands—

S. B. No. 329—A bill to be entitled An Act to create and establish the School of Medicine and Nursing at the University of Florida at Gainesville.

Which amendment reads as follows:

Strike out all of Section 3 and insert the following in lieu thereof:

Section 3. No monies shall be expended out of any State funds including any incidental funds of the State Board of Control for the purposes of this Act nor any facilities constructed unless such monies have been first specifically appropriated for such purpose by statute.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 329, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Shands moved that the Senate do concur in the House Amendment to Senate Bill No. 329.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 329.

And Senate Bill No. 329, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has receded from its amendments to—

By Senator Johnston—

S. B. No. 265—A bill to be entitled An Act providing that nominees for the office of County Commissioner of Hernando County shall be nominated in primary elections from the County at large, provided that candidates for nomination shall be citizens and residents of the respective County Commissioner's District and qualified electors in said District; providing for a referendum election to determine whether this Act shall become effective.

Which amendments read as follows:

Amendment No. 1—

In Section 2 of the bill, strike out all of Section 2 and insert the following in lieu thereof: “This act shall not become effective until the same be ratified by a majority of the qualified electors of Hernando County, Florida. An election shall be called and held for the purpose of ratification or rejection hereof. Said election shall be called and held at the time of

the general election to be held in the year 1950, provided however that not less than 30 days notice of said election shall be published immediately prior to the holding of such election by the Clerk of the Circuit Court of said county."

Amendment No. 2—

In Section 3 of the bill, strike out: All of Section 3, and renumber Section 4 as Section 3.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

Senator Johnston moved that the rules be waived and the Senate then reconsider the vote by which Senate Bill No. 265 passed the Senate on April 22, 1949.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which Senate Bill No. 265 passed the Senate on April 22, 1949.

The question recurred upon the passage of Senate Bill No. 265, as amended.

Pending roll call on the passage of Senate Bill No. 265, by unanimous consent, Senator Johnston offered the following amendment to Senate Bill No. 265:

In Section 3, line 3, (typewritten bill) strike out the words: "on June 14, 1949 A. D." and insert in lieu thereof the following: "On or before October 1, 1949 A. D."

Senator Johnston moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred upon the passage of Senate Bill No. 265, as amended.

Upon the passage of Senate Bill No. 265, as amended, the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 265 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has receded from House Amendments Nos. 1 through 12 to

By Senators Baynard, Mathews, Sheldon, Gautier, Leaird, Rodgers, Crary, Walker, Johnston, Shands, Boyle, Beacham, Pearce, Wilson and Ray—

S. B. No. 34—A bill to be entitled An Act relating to livestock, providing for the fencing thereof, liability of the owner of livestock running at large or straying, impounding and sale of such livestock, duty of County Commissioners and Sheriffs hereunder, punishment for violation of the provisions hereof, holding elections to reject the provisions hereof and repealing all laws and parts of laws in conflict herewith.

—and has accepted the following Report of the Conference Committee appointed by the Speaker of the House of Representatives and the President of the Senate to adjust the differences between the houses over House Amendments to Senate Bill No. 34:

Hon. Newman C. Brackin,
President of the Senate.
Honorable Perry E. Murray,
Speaker, House of Representatives,

Sirs:

Your Committee heretofore appointed to adjust the differences between the Senate and the House of Representatives arising out of House amendments to Senate Bill No. 34, beg leave to report that they have considered the same and that a majority of your Committee recommend as follows:

"Strike out everything after the enacting clause to Senate Bill No. 34 and insert in lieu thereof the following amendment:

Amendment No. 1—

Section 1. **Legislative findings.**—There is hereby found and declared a necessity for a statewide livestock law embracing all public roads of the State of Florida and necessity that its application be uniform throughout the state, except as hereinafter provided.

Section 2. **Definitions.**—In construing this chapter the following words, phrases or terms shall be held to mean:

(1) "Livestock" shall include all animals of the equine, bovine or swine class, including goats, sheep, mules, horses, hogs, cattle and other grazing animals.

(2) "Owner" shall include any person, association, firm or corporation, natural or artificial, owning or having custody of or in charge of livestock.

(3) "Running at large" or "straying" shall mean any livestock found or being on any public roads of this state and not under manual control of a person.

(4) "Public Roads" as used herein shall mean those highways within the state which are, or may be, maintained by the state road department, including the full width of the right of way.

Section 3. **Duty of owner.**—No owner shall permit livestock to run at large on or stray upon the public roads of this state.

Section 4. **Liability of owner.**—Every owner of livestock who intentionally, wilfully, carelessly or negligently suffers or permits such livestock to run at large upon or stray upon the public roads of this state shall be liable in damages for all injury and property damage sustained by any person by reason thereof.

Section 5. **Authority to impound livestock running at large or strays.**—It shall be the duty of the sheriff or his deputies or any other law enforcement officer of the county or state highway patrolmen, where livestock is found to be running at large or straying, to take up, confine, hold and impound any such livestock, to be disposed of as hereinafter provided.

Section 6. **Disposition of impounded livestock.**—Upon the impounding of any livestock by the sheriff or his deputies or any other law enforcement officers of the county or state highway patrolmen, the sheriff shall forthwith serve written notice upon the owner, advising such owner of the location or place where the livestock is being held and impounded, the amount due by reason of such impounding, and that unless such livestock be redeemed within three days from date thereof that the same shall be offered for sale.

In the event the owner of such livestock is unknown or cannot be found, service upon the owner shall be obtained by once publishing a notice in a newspaper of general circulation where the livestock is impounded (Sundays and holidays excluded). If there be no such newspaper then by posting of the notice at the court house door and at two other conspicuous places within said county.

Such notice shall be in substantially the following form:

"To Whom It May Concern:

You are hereby notified that the following described livestock (giving full and accurate description of same, including marks and brands) is now impounded at (giving location where livestock is impounded) _____ and the amount due by reason of such impounding is _____ dollars. The above described livestock will, unless redeemed within three days from date hereof, be offered for sale at public auction to the highest and best bidder for cash.

Date _____

Sheriff of _____ County, Florida

Unless the impounded livestock is redeemed within three days from date of notice, the sheriff shall forthwith give notice of sale thereof which shall be held not less than five days nor more than ten days (excluding Sundays and holidays) from the first publication of the notice of sale. Said notice of sale shall be published in a newspaper of general circulation in the said county (excluding Sundays and holidays) and by posting a copy of such notice at the court house door. If there be no such newspaper then by posting such copy at the court house door and at two other conspicuous places in said county.

Such notice of sale shall be in substantially the following form:

"(Name of owner, if known, otherwise 'To Whom It May Concern') you are hereby notified that I will offer for sale and sell at public sale to the highest and best bidder for cash the following described livestock (giving full and accurate description of each head of livestock) at _____ o'clock, _____ M. (the hour of sale to be between 11 o'clock A. M. and 2 o'clock P. M. Eastern Standard Time) on the _____ day of _____ at the following place _____ (which place shall be where the livestock is impounded or at the place provided by the county commissioners for the taking up and keeping of such livestock) to satisfy a claim in the sum of _____ for fees, expenses for feeding and care and costs hereof.

Date _____ Sheriff of _____ County, Florida

Section 7. Fees.—The fees allowed for impounding, serving notice, care and feeding, advertising, and disposing of impounded animals, shall be as follows:

(1) For impounding each animal, the sum of \$2.50 and mileage as provided by law for the arrest and commitment of prisoners.

(2) For serving any notice and making return thereon, the sum of \$1.50 and mileage provided by law for executing writs in actions at law and making return upon the same.

(3) For feed and care of impounded animals the sum of \$0.50 per day per animal.

(4) For advertising or posting notices of sale of impounded animals, the same as provided by law for advertising property for sale under process.

(5) For sale or other dispositions of impounded animals, the sum of \$1.00.

(6) For report of sale of impounded animals the sum of \$0.50.

Section 8. Failure to secure purchaser or insufficient funds to defray certain costs.—If there be no bidder for such livestock at the sale aforesaid, the sheriff shall kill or cause the same to be killed and shall dispose of the carcass thereof and if there be any money received by him on account of the said disposal, the same shall be disbursed in the manner hereinafter provided, and if there be no ready sale for said carcass the sheriff shall forthwith deliver the carcass to a public institution of the County, State or municipality within said county, or to any private charitable institution, in the order herein set forth, according to their needs.

Section 9. Report of sale and disposition of proceeds.—

(1) The sheriff, upon making a sale or other disposal as herein provided, shall forthwith make a written return thereof to the clerk of the circuit court of such county, with a full and accurate description of the livestock sold or disposed of by him, to whom, and the sale price thereof, which report shall be filed by said clerk.

(2) At the time of making his return the sheriff shall pay over to the clerk of the circuit court the entire proceeds of the sale.

(3) The clerk of the circuit court shall pay all costs and fees as allowed in section seven of this act if there be any balance remaining, such balance shall be paid to the owner of such livestock, provided the owner shall make satisfactory proof of ownership to the board of county commissioners within ninety days from the date the sheriff reports the

sale. If proof of ownership, as aforesaid, be not made within the time mentioned, the clerk shall pay such proceeds into the fine and forfeiture fund of said county. The clerk shall keep a permanent record of all sales, disbursements, and distributions made under this act.

(4) If the amount realized from the sale or other disposition of the animal is insufficient to pay all fees, costs and expenses as provided herein, the deficit shall be paid by the county from its fine and forfeiture fund.

Section 10. Duty of Commissioners to provide places for impounding of livestock and transportation of same.—The county commissioners of the several counties of Florida shall establish and maintain pounds or suitable places for the keeping of any livestock taken up and impounded hereunder until the same shall be sold, redeemed or otherwise disposed of. In any case such county commissioners shall provide truck transportation for the impounded animals.

Section 11. Duty of impounder.—The sheriff shall provide feed for the impounded animals and see that such livestock shall have feed and water not less than twice a day and that all milk cows and milk goats are milked twice a day. The sheriff shall employ poundmasters, guards or other persons as may be necessary to protect, feed, care for and have custody of the impounded animals and the sheriff shall be entitled to the fees herein allowed for such feed and care.

Section 12. Right of owner.—The owner of any impounded livestock shall have the right at any time before sale thereof to redeem the same by paying to the sheriff all impounding expenses, including fees, keeping charges, advertising or other costs incurred therewith which sum shall be deposited by the sheriff with the clerk of the circuit court who shall pay all fees and costs as allowed in section 7. In the event there is a dispute as to the amount of such costs and expenses, the owner may give bond with sufficient sureties to be approved by the sheriff, in an amount to be determined by the sheriff, but not exceeding the fair cash value of such livestock, conditioned to pay such costs and damages; thereafter, within ten (10) days, the owner shall institute suit in equity to have the damage adjudicated by a court of equity or referred to a jury if requested by either party to such suit.

Section 13. Penalty.—Any owner of livestock who unlawfully, intentionally, knowingly or negligently permits the same to run at large or stray upon the public roads of this state or any person who shall release livestock, after being impounded, without authority of the impounder, shall be guilty of a misdemeanor and shall be punished by imprisonment in the county jail not exceeding six months, or by fine not exceeding five hundred dollars (\$500.00), or by both such fine and imprisonment.

Section 14. Application: limitation.—The provisions of this act shall not apply to counties having special laws or general laws of local application requiring the confinement and restraint of livestock; provided, however, where the provisions of such special laws or general laws of local application do not prohibit livestock from running upon or straying upon the public highways, or the provisions of such special laws or general laws of local application do not provide for liability of owners of livestock for damages and injuries caused by such livestock, or provide less severe penalties than imposed by this act, the provisions of this act shall apply in each such case as if the provisions hereof were inserted in full in any such special law or general law of local application. Provided further, that if any such special law or general law of local application is found unconstitutional or in any way inoperative, then this act shall be in full force and effect in the county, or counties, affected.

Section 15. It is the intent of the legislature that the provisions of this are separable and if any provisions shall be held unconstitutional, such decision shall not affect the remainder of this act.

Section 16. All laws or parts of laws in conflict herewith are hereby repealed.

Section 17. This act shall take effect July 1, 1950."

And also the following:

"Strike out the title to Senate Bill No. 34 and insert in lieu thereof the following amendment:

Amendment No. 2—'A bill to be entitled An Act relating to livestock running at large or straying upon public roads; providing for liability of the owner of such livestock; providing for impounding, redemption and sale of such livestock; providing a penalty; providing certain exceptions; repealing all laws and parts of laws in conflict herewith.'

Respectfully submitted,
HENRY S. BAYNARD,
A. L. WILSON,
W. A. SHANDS
Managers on the part
of the Senate.
THOS. D. BEASLEY,
IRLO BRONSON,
GUS J. DEKLE,
Managers on the part of the
House of Representatives.

The House of Representatives also has adopted Conference Committee Amendments No. 1 and No. 2, set forth in the foregoing Report, and has passed Senate Bill No. 34, as amended by the conference Committee amendments.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 34, contained in the above Message, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Public Health—

Committee Substitute for H. B. No. 560—A bill to be entitled An Act for the amendment of Sections 382.01, 382.06, 382.07, 382.08, 382.11, 382.14, 382.17, 382.18, 382.19, 382.20, 382.21, 382.22, 382.29, 382.32, 382.33, 382.34, 382.35, 382.39 and 470.23, of the Florida Statutes, 1941, relating to registration of births and deaths, registration of a stillborn child, requirement of burial and removal permits and the granting of such permits, duties of the undertaker and sexton in connection with such registration and such burial and removal permits, record to be kept by sexton, form and contents of birth certificate, new and amendatory certificates in case of adoption, legitimation and annulment of adoption, correction of birth certificates, disclosure of information from birth records, short form birth certificates or birth cards, filing of certificates of birth and death in cases where none was filed at time of birth or death, proof which the state registrar may require before filing a certificate, accounting for and disposition of funds received under the provisions of Sections 382.24 and 382.27, duties of the state registrar, duties and fees of local registrars, issuance of certified copies of records by state registrar, certified copies of records as prima facie evidence in all courts, searches of records, fees to which the state registrar is entitled, accounting for and disposition of such fees, penalties for violations of vital statistics laws or regulations, and the affidavit filed by the embalmer upon embalming a dead human body; and for the repeal of Section 382.27 of the Florida Statutes, 1941, relating to issuance of certified copies of marriage licenses by the state registrar.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Committee Substitute for House Bill No. 560, contained in the above Message, was read the first time by title only and referred to the Committee on Public Health.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Education—

H. B. No. 548—A bill to be entitled An Act relating to education: amending Section 231.22, Florida Statutes, 1941; also amending Sections 21, 27, 28, 31, and 45 of Chapter 23726, Laws of Florida, Acts of 1947 (Sections 231.36, 236.02, 236.03, 236.07, and 242.05, Florida Statutes, 1947 Supplement, respectively), being: "An Act relating to education: to amend Sections 228.15, 228.16, 228.19, 229.23, 230.04, 230.06, 230.08, 230.09, 230.10, 230.25, 230.30, 230.34, 230.44, 231.02, 231.10, 231.11, 231.14, 231.16, 231.17, 231.18, 231.36, 231.40, 231.42, 232.01, 232.38; 236.01, 236.02, 236.03, 236.04; as amended by Section 1 of Chapter 22,537, Laws of Florida, Acts of 1945, 236.05, 236.07, 236.08, 236.09, 236.13, 236.15, 236.18, 236.61, 236.62, 239.19, 239.20, 239.22, 239.24, 242.01, as amended by Section 1 of Chapter 22,780, Laws of Florida, Acts of 1945, 242.02, 242.05, as amended by Section 1 of Chapter 22,518, Laws of Florida, Acts of 1945, and to make the necessary appropriations therefor; 242.17, 242.41, 242.42, and 242.43, Florida Statutes of 1941 as amended; and Sections 4, 6, 7, and 8 of Chapter 22,944, Laws of Florida, Acts of 1945; and to repeal Sections 231.08, 231.19, 231.21, 235.22, 236.06, 236.10, 236.11, 236.12, 236.16, 236.60, 236.63, 236.64, 236.65, 236.66, 236.67, 240.12, 242.03, 242.15, 242.16, 242.18, and 242.44, Florida Statutes of 1941, as amended."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 548, contained in the above Message, was read the first time by title only.

Senator Baynard moved that the rules be waived and House Bill No. 548 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith, for the purpose of further consideration—

By Mr. Carlton of Duval—

H. B. No. 362—A bill to be entitled An Act amending Chapter 23356, Laws of Florida, Acts of 1945, entitled: "An Act affecting the government of the City of Jacksonville by providing that any person who is on the effective date of this law in the service of said city and a member of any of its pension funds and entitled to participate in any of the benefits, rights, or privileges conferred by the pension fund or law of which such a person is a member, shall receive full credit for each and every period of time that such person was in the service of the said city, regardless of whether such service was intermittent or otherwise," so as to change the effective date and to except persons who had been in the military service of the United States.

Proof of publication attached.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Senator Mathews moved that the rules be waived and the

Senate then reconsider the vote by which House Bill No. 362 passed the Senate on May 19, 1949.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which House Bill No. 362 passed the Senate on May 19, 1949.

Pending roll call on the passage of House Bill No. 362, Senator Mathews moved that the rules be waived and House Bill No. 362 be referred to the Committee on Judiciary "C".

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1949.

*Hon. Newman C. Brackin,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Thornal and Andrews of Orange—

H. B. No. 947—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Orange County, Florida, to properly police and safeguard the highways in said county, prescribing the mode and method of marking said highways and of erecting lights, signs, or signals, to better safeguard said highways; authorizing said Board of County Commissioners of Orange County, Florida, to prescribe rules and regulations for safeguarding the traffic upon said highways, making a violation of the rules, regulations and orders of the Board of County Commissioners of Orange County, with reference to said highways, a misdemeanor and prescribing punishment therefor; providing the method of enforcing the provisions of this Act.

Proof of publication attached.

Also—

By Messrs. Branch, McMullen and Moody of Hillsborough—

H. B. No. 1144—A bill to be entitled An Act relating to the government, jurisdiction, powers and officers of the City of Tampa, authorizing the letting of contracts for public improvements involving an expenditure of less than Fifteen Hundred Dollars, without advertising for bids for the making of such improvements, and repealing all laws in conflict herewith.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 947 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 947, contained in the above Message, was read the first time by title only.

Senator Rodgers moved that the rules be waived and House Bill No. 947 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 947 was read the second time by title only.

Senator Rodgers moved that the rules be further waived and House Bill No. 947 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 947 was read the third time in full.

Upon the passage of House Bill No. 947 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 947 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1144 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1144, contained in the above Message, was read the first time by title only.

Senator Sheldon moved that the rules be waived and House Bill No. 1144 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1144 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 1144 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1144 was read the third time in full.

Upon the passage of House Bill No. 1144 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 1144 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Boyle withdrew Senate Bill No. 355.

Senator Collins moved that a committee be appointed to escort Miss Mary Jane Marshall, of Tallahassee, Governor of Girls' State of Seminole, Department of Florida, and Mrs. Norman Stone, of Tallahassee, Director of Girls' State of Seminole, Department of Florida, to seats on the rostrum of the Senate.

Which was agreed to.

The President appointed Senators Collins, Davis and Wilson as the committee.

The hour having arrived for the service memorializing the late Reverend Ray Y. Walden, former Chaplain of the Senate, pursuant to the motion made by Senator Johns on May 24, 1949, the following Resolution was introduced:

By Senator Johns—

Senate Resolution No. 994:

WHEREAS, on the 7th day of October, A. D. 1948, a great servant of God and the State of Florida passed away, and

WHEREAS, he served as Chaplain of House of Representatives in extra session 1918, Assistant Reading Secretary of

Senate since 1919, and served along with his duties as Assistant Reading Secretary, Chaplain of Senate 1943, 1945 and 1947, and

WHEREAS, such loyal service to the Members of the Senate and to the State of Florida, should not be allowed to pass unnoticed as this loyal servant of God and man was an inspiration to every Senator and will be long remembered by everyone who knew him, and this Resolution should be spread upon the pages of the Journal in appreciation of the great service rendered to this great state.

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That the Senate of the State of Florida, do hereby record this memorial and expression of bereavement upon the passing of that great servant of God and the State of Florida, REVEREND RAY Y. WALDEN.

IN MEMORIAM—REVEREND RAY Y. WALDEN

REVEREND RAY Y. WALDEN was born June 19, 1895, the son of Reverend and Mrs. Rubin Yancy Walden of Plant City, Florida. He was an Ordained Minister, commenced preaching July, 1918, at Dowling Park, Florida, having chosen the Ministry as his chosen profession, he was very devoted to his calling, up to his death, having passed away in the House of God.

Notwithstanding the fact that he was seriously handicapped, he never let that dampen his spirits and cheerful disposition. He was always ready to assist any Senator in any way he could.

His prayers as Chaplain of Senate were outstanding, he was a loyal friend, a devoted husband and father. He is survived by his beloved wife, Mrs. Ray Y. Walden, Orlando, Florida, one daughter, Mrs. Carlos E. Smith, New Bedford, Massachusetts, one son, Ray Y. Walden, Jr., Miami, Florida.

A great servant of God and State has passed away but let it be said he left behind him a host of friends, and a memory which will always be cherished.

May the permanent record of his services to his fellowman and his State, express the high esteem that he merits from the people among whom he lived and served.

BE IT FURTHER RESOLVED, That a copy of this Resolution, certified by the Secretary of the Senate, be immediately forwarded to the bereaved family of Reverend Ray Y. Walden, and

That a copy of this Resolution be spread upon the Journal of the Senate and made a permanent record thereof.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 994 was adopted.

Senators Johns, Clarke, Beacham and Wilson each took the floor to eulogize the late Reverend Walden.

Senator Wright asked unanimous consent of the Senate to take up and consider House Bill No. 1264, out of its order, at this time.

Which was agreed to.

H. B. No. 1264—A bill to be entitled An Act to validate, legalize and confirm the tax assessment rolls of the City of Bonifay, in Holmes County, Florida, for the years from and including the year 1930 to and including the year 1948 and all proceedings had and taken in connection with said rolls.

Which was pending roll call, having been read the third time in full on May 25, 1949, was taken up.

Upon the passage of House Bill No. 1264 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 1264 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives

SPECIAL AND CONTINUING ORDER OF BUSINESS

Pursuant to the motion made by Senator Beacham on May 20, 1949, and the hour having arrived, the Senate took up for consideration Senate Bills Nos. 234, 522, 561, 595 and 511 as a Special and Continuing Order.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 407, out of its order, at this time, same being a companion bill of Senate Bill No. 234.

Which was agreed to.

H. B. No. 407—A bill to be entitled An Act providing for flood control, reclamation, conservation and allied purposes in this state, in cooperation with the United States; defining the powers, duties, authority and jurisdiction of the state in this connection; providing for the creation of districts for such purposes, and defining their powers, duty, authority and jurisdiction in this connection; providing a governing board for such districts; providing for the payment of the costs and expenses of such projects and the issuance of bonds and other evidence of indebtedness in this connection; and providing for a liberal construction of this Act.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 407 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 407 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 407 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 407 was read the third time in full.

Upon the passage of House Bill No. 407 the roll was called and the vote was:

Yeas—32

Mr. President	Collins	King	Rodgers
Alford	Crary	Leaird	Sanchez
Ayers	Davis	Lindler	Sheldon
Baynard	Franklin	McArthur	Shivers
Beacham	Gautier	Moore	Smith
Boyle	Getzen	Pearce	Sturgis
Carroll	Johns	Pope	Walker
Clarke	Johnston	Ray	Wilson

Nays—None

So House Bill No. 407 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Franklin withdrew Senate Bill No. 234.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 770, out of its order, at this time, same being a companion bill of Senate Bill No. 522.

Which was agreed to.

H. B. No. 770—A bill to be entitled An Act relating to the Everglades Drainage District; providing for the prompt sale of all lands and rights therein other than rights of way and easements owned by said district and not involved in litigation, and the use of all proceeds thereof for the purchase and redemption of outstanding district bonds; excepting certain lands from the mandatory provisions hereof; providing that all income of said district excepting proceeds of administration taxes shall be used for debt service; providing for the investment of district debt service funds in United States bonds, the deposit of such bonds with the Treasurer of the State of Florida and the conversion of such bonds into cash for the purchase or redemption of district bonds; prohibiting the levy of any acreage or debt service tax by said district after the amount of United States bonds deposited with State Treasurer equals unpaid principal of

district bonds and interest thereon to earliest callable date; prohibiting said district from levying administration taxes subsequent to year 1951; providing for the dissolution and termination of said district and the terms of office of its Board of Commissioners; providing for the conveyance by said district to certain agency or agencies of the State of Florida or the United States of the facilities, properties and assets of the district for flood control purposes; providing for the assessment and collection of taxes, the sale of tax liens and the enforcement thereof; defining the purpose of this Act; amending Chapter 6456, Laws of Florida, Acts 1913 and all Acts amendatory thereof, Chapter 14717, Laws of Florida, Acts 1931 and all Acts amendatory thereof, and Chapter 20658, Laws of Florida, Acts 1941 and all Acts amendatory thereof and repealing all conflicting laws and parts of laws.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 770 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 770 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 770 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 770 was read the third time in full.

Upon the passage of House Bill No. 770 the roll was called and the vote was:

Yeas—34

Mr. President	Crary	Lindler	Sheldon
Alford	Davis	Mathews	Shivers
Ayers	Franklin	Moore	Smith
Baynard	Gautier	Pearce	Sturgis
Beacham	Getzen	Pope	Tucker
Boyle	Johns	Ray	Walker
Carroll	Johnston	Rodgers	Wilson
Clarke	King	Sanchez	
Collins	Leaird	Shands	

Nays—None

So House Bill No. 770 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beacham withdrew Senate Bill No. 522.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 917, out of its order, at this time, same being a companion bill of Senate Bill No. 561.

Which was agreed to.

H. B. No. 917—A bill to be entitled An Act in reference to acquisition of land or rights in land as between any flood control district created under any act of the Legislature at its 1949 session and any public agency or public corporation; providing authority therefor; in reference to taxes on said land.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 917 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 917 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 917 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 917 was read the third time in full.

Upon the passage of House Bill No. 917 the roll was called and the vote was:

Yeas—33

Mr. President	Davis	Mathews	Shivers
Alford	Franklin	Moore	Smith
Ayers	Gautier	Pearce	Sturgis
Baynard	Getzen	Pope	Tucker
Beacham	Johns	Ray	Walker
Boyle	Johnston	Rodgers	Wilson
Carroll	King	Sanchez	
Clarke	Leaird	Shands	
Crary	Lindler	Sheldon	

Nays—None

So House Bill No. 917 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beacham withdrew Senate Bill No. 561.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 914, out of its order, at this time, same being a companion bill of Senate Bill No. 595.

Which was agreed to.

H. B. No. 914—A bill to be entitled An Act granting the right of Eminent Domain in any lawfully established Flood Control District in the State of Florida, any lawfully established Drainage District in the State of Florida, and any lawfully established Sub-drainage District in the State of Florida; authorizing the taking of possession and title in advance of final judgment of lands, easements, or right-of-way for such public uses; providing for the authority of and the procedure therefor; providing for costs and attorney fees; and repealing conflicting laws.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 914 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 914 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 914 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 914 was read the third time in full.

Upon the passage of House Bill No. 914 the roll was called and the vote was:

Yeas—32

Mr. President	Clarke	King	Sanchez
Alford	Crary	Lindler	Shands
Ayers	Davis	Mathews	Sheldon
Baynard	Franklin	Moore	Smith
Beacham	Gautier	Pearce	Sturgis
Beall	Getzen	Pope	Tucker
Boyle	Johns	Ray	Walker
Carroll	Johnston	Rodgers	Wilson

Nays—None

So House Bill No. 914 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beacham withdrew Senate Bill No. 595.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 772, out of its order, at this time, same being a companion bill of Senate Bill No. 511.

Which was agreed to.

H. B. No. 772—A bill to be entitled An Act creating Central and Southern Florida Flood Control District in the State of Florida; defining the boundaries of said district; imposing a tax on all property in said district; and providing that said district shall operate under Chapter _____ (House Bill No.

407), Laws of Florida, Acts of 1949, with certain exceptions; providing for abolition of Okeechobee Flood Control District, created by Chapter 14777, Laws of Florida, Acts of 1931, and transferring certain functions and authorizing an audit.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 772 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 772 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 772 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 772 was read the third time in full.

Upon the passage of the House Bill No. 772 the roll was called and the vote was:

Yeas—35

Mr. President	Davis	Mathews	Sheldon
Alford	Franklin	McArthur	Shivers
Ayers	Gautier	Moore	Smith
Baynard	Getzen	Pearce	Sturgis
Beacham	Johns	Pope	Tucker
Boyle	Johnston	Ray	Walker
Carroll	King	Rodgers	Wilson
Clarke	Leaird	Sanchez	Wright
Crary	Lindler	Shands	

Nays—None

So House Bill No. 772 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

EXPLANATION OF VOTE

The following explanation of vote was filed with the Secretary:

There is apparently some organized opposition in Martin County with respect to this Bill because of the ad valorem tax which is authorized by the provisions of said Bill and because it is claimed that no provision has been made for an over-all drainage and farm improvement program which would be beneficial to the County, however I am convinced that the majority of persons residing within my Senatorial District, which also consists of St. Lucie and Indian River Counties, favor the passage of House Bill No. 772 and I am therefore voting in favor of it.

EVANS CRARY,
12th District.

By unanimous consent Senator Beacham withdrew Senate Bill No. 511.

SPECIAL ORDER CALENDAR AS REPORTED BY THE COMMITTEE ON RULES AND CALENDAR PURSUANT TO SENATE RULE 65

S. B. No. 91—A bill to be entitled An Act enlarging the number of Commissioners of the Florida Railroad and Public Utilities Commission; and providing additional duties, powers and jurisdiction for said Commission as enlarged; dividing the State into Commissioners' Districts and providing for the election and term of office of the Commissioners; providing that the present Florida Railroad and Public Utilities Commissioners shall remain in office until the expiration of their respective terms and providing for the appointment of two additional Commissioners; defining the terms used in this Act; providing that all present and future franchises shall be indeterminate; providing for the acquisition by a municipality of any public utility operating in a municipality and the manner of determining the compensation to be paid therefor; providing for the regulation, supervision and control of mergers, consolidations and reorganizations of public utility companies and for the approval of certain securities issued by said companies; providing for fees for inspection and control of public utility companies in addition to other fees and taxes imposed by law; providing for penalties for the violation of this act and the procedure for its enforcement and for suits to recover such penalties; providing for the eligibility and oath of office for the members of said Commission and the manner in which vacancies shall be filled and fixing the salaries and expenses of the Commissioners; providing for the manner in which the compensation of the employees of said Commission shall be determined; providing for the location of the principal office of the Commission and the time of holding the meetings there and elsewhere in the State; providing for a seal; providing that said Act shall not apply to utilities owned and operated by municipalities or cooperatives and repealing all laws and parts of laws in conflict herewith and providing for the severability of this Act and its effective date.

Which was pending roll call, as amended, having been read the third time in full on May 25, 1949, was taken up in its order.

By unanimous consent Senator Boyle offered the following amendment to Senate Bill No. 91:

In Section 5, line 15 (typewritten bill), change the period to a semi-colon and insert the following thereafter: "provided however that the term 'Public Utility Company' as used herein shall not include manufacturers, distributors or retailers of liquefied petroleum gas as defined in Section 526.12, Florida Statutes, 1941."

Senator Boyle moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending roll call on the passage of Senate Bill No. 91, as amended. Senator Sheldon moved that the rules be waived and Senate Bill No. 91 be placed back on second reading for the purpose of further amendment.

Which was not agreed to.

Pending roll call on the passage of Senate Bill No. 91, as amended, Senator McArthur moved that the rules be waived and the hour of adjournment be extended until final disposition is made of Senate Bill No. 91, as amended.

Which was agreed to by a two-thirds vote and it was so ordered.

Upon the passage of Senate Bill No. 91, as amended, the roll was called and the vote was:

Yeas—24

Mr. President	Carroll	Rodgers	Pope
Alford	Clarke	King	Shands
Baker	Collins	Lindler	Sheldon
Baynard	Crary	Mathews	Shivers
Beacham	Franklin	McArthur	Walker
Boyle	Johnston	Moore	Wright

Nays—9

Ayers	Johns	Smith
Gautier	Pearce	Sturgis
Getzen	Sanchez	Wilson

So Senate Bill No. 91 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

PAIRING

The following pair was announced by the Secretary in accordance with Senate Rule 12:

I am paired with Senator Leaird on the passage of Senate Bill No. 91; if he were present he would vote "Aye" and I would vote "No".

W. T. DAVIS,
10th District.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:30 o'clock P. M., until 11:00 o'clock A. M., Friday, May 27, 1949.